

PATENT
ATTORNEY DOCKET NO. 50304/030001Certificate of Mailing: Date of Deposit: September 7, 2005

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Renai R. Stalze

Printed name of person mailing correspondence

Renai R. Stalze

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	DE BARI et al.	Art Unit:	To Be Assigned
Serial No.:	10/522,362	Examiner:	To Be Assigned
Filed:	January 26, 2005	Customer No.:	21559
Title:	COMPOSITIONS COMPRISING MUSCLE PROGENITOR CELLS AND USES THEREOF		

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P.O. Box 1450
Alexandria, VA 22313-1450

REPLY TO NOTIFICATION OF MISSING REQUIREMENTS

In reply to the Notification of Missing Requirements that was mailed in connection with the above-captioned application on July 25, 2005, a copy of which is enclosed, applicant, as a small entity, submits the following:

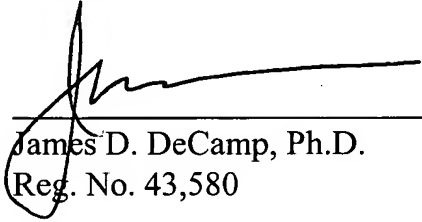
A copy of the Combined Declaration and Power of Attorney as previously filed on June 24, 2005 in compliance with 37 C.F.R. § 1.497(a) and (b), identifying the application by the international application number and international filing date.

If there are any charges or any credits, please apply them to Deposit Account No.

03-2095.

Respectfully submitted,

Date: 7 September 2005



James D. DeCamp, Ph.D.
Reg. No. 43,580

Clark & Elbing LLP
101 Federal Street
Boston, MA 02110
Telephone: 617-428-0200
Facsimile: 617-428-7045



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
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 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,362	Cosimo De Bari	50304/030001

INTERNATIONAL APPLICATION NO.

PCT/EP03/09008

I.A. FILING DATE	PRIORITY DATE
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07/30/2003

07/30/2002

21559
 CLARK & ELBING LLP
 101 FEDERAL STREET
 BOSTON, MA 02110

JUL 26 2005

CONFIRMATION NO. 8489

371 FORMALITIES LETTER



OC000000016381313

Date Mailed: 07/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/26/2005
- Copy of the International Search Report filed on 01/26/2005
- Copy of IPE Report filed on 01/26/2005
- Preliminary Amendments filed on 01/26/2005
- Biochemical Sequence Diskette filed on 01/26/2005
- Oath or Declaration filed on 01/26/2005
- Biochemical Sequence Listing filed on 01/26/2005
- Request for Immediate Examination filed on 01/26/2005
- U.S. Basic National Fees filed on 01/26/2005
- Priority Documents filed on 01/26/2005

ACTION DUE Reply
 DUE DATE 9.25.05
 ESP 1.25.06
 INITIALS JRM

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,362	PCT/EP03/09008	50304/030001

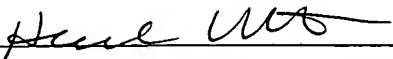
FORM PCT/DO/EO/905 (371 Formalities Notice)

Certificate of Mailing: Date of Deposit: June 24, 2005

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Heidi Wright

Printed name of person mailing correspondence


Signature of person mailing correspondence

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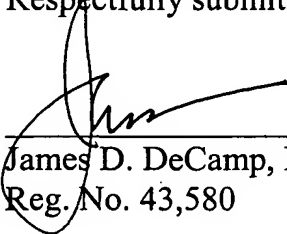
SUBMISSION OF DECLARATION AND POWER OF ATTORNEY

Applicants submit herewith the Declaration and Power of Attorney corresponding to the above-referenced application. Also enclosed is a check for \$65.00 for late filing of the Declaration. If there are any charges, or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date:

23 June 2005


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